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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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11 DeWAYNE G. THOMAS,

No. CIV S-04-0695-LKK-CMK-P

12 Plaintiff,

13 vs.

ORDER

14 JOSEPH A. BICK,

15 Defendant.
16 _____/

17 Plaintiff, a state prisoner proceeding pro se, brings this civil rights action pursuant
18 to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to
19 Eastern District of California local rules.

20 On April 7, 2006, the magistrate judge filed findings and recommendations herein
21 which were served on plaintiff and which contained notice to plaintiff that any objections to the
22 findings and recommendations were to be filed within ten days. Plaintiff has not filed objections
23 to the findings and recommendations.

24 The court has reviewed the file and finds the findings and recommendations to be
25 supported by the record and by the magistrate judge's analysis.

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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed April 7, 2006, are adopted in full;
2. Defendant's motion for summary judgment is granted; and
3. The Clerk of the Court is directed to enter judgment and close this file.

DATED: June 1, 2006.

A handwritten signature in blue ink, reading "Lawrence K. Karlton". The signature is fluid and cursive, with a long horizontal stroke at the end.

Lawrence K. Karlton, Senior Judge
U.S. District Court